

Mr. Guinn moved to strike out "20" and insert "10," strike out \$1,00 and insert 75 cents. After various motions \$1,00 was stricken out and 50 cents inserted wherever it occurs; 75 stricken out and 40 inserted, 50 stricken out and 25 inserted, 20 stricken out and 10 inserted, 10 stricken out and 5 inserted, 5 stricken out and 2 inserted.

On motion of Mr. Lott, the bill was referred to the committee on Roads, Bridges and Ferries.

Mr. Sims moved to adjourn until 10 o'clock, to-morrow morning. Lost.

Mr. Throckmorton moved to adjourn until 9 1-2 o'clock, to-morrow morning. Lost.

A bill to amend an act to incorporate the Sabine and Rio Grande Railroad Company. Read 2nd time.

On motion of Mr. Stockdale, the Senate adjourned until 10 o'clock, A. M., to-morrow.

WEDNESDAY, February 1st, 1860.

Senate met pursuant to adjournment—roll called—quorum present.

The journal of yesterday was read and adopted.

A message was received that the House had passed the following bills :

• A bill prescribing public regulations in respect to slaves.

• A bill to repeal an act to establish the University of Texas, approved the 11th day of February, A. D. 1858.

A bill to incorporate Washington Collegiate Female Institute in Washington county.

A bill to appropriate the sum of four thousand dollars in addition to the sixty thousand dollars for the support of the ranging companies commanded by Capt. John S. Ford, John Henry Brown and James Bourland, and that the House adheres to its amendments of a bill to reorganize the Court of Claims, and to extend the time for the presentation of claims for land against the Republic and State of Texas.

Messrs. Throckmorton, Guinn and Paschal, were appointed such committee on the part of the Senate.

Mr. Potter, chairman of the committee on the Judiciary, made the following reports :

The committee on the Judiciary, to whom was referred the bill providing how adjoining proprietors may have their division lines run and marked, have had the same under consideration, and in-

struct me to report the same without amendment, and recommend its passage. The bill is intended to prevent the most common and angry of all disputes, questions arising in cases of controverted lines and boundaries, by providing an easy way in which they be determined, and also how the lines and monuments can be kept up and preserved.

The Judiciary committee, have considered a House bill to incorporate the Alamo Fire Association, and direct me to return the same to the Senate with an amendment, and recommend the adoption of the amendment and the passage of the bill.

AMENDMENT.

Strike out section 3rd.

The Judiciary committee, have considered a House bill authorizing the board of Aldermen of the towns of Huntsville and Tyler to levy a license tax in certain cases, and direct me to return the same to the Senate and recommend that it do not pass.

The Judiciary committee, direct me to return to the Senate, the petition of James R. Arnold, with the accompanying papers, and ask to be discharged from the further consideration thereof.

Mr. Potter, chairman of the committee on the Judiciary, to whom was referred a bill to ascertain and adjudicate certain legal claims to land against the State, situated between the Nueces and Rio Grande rivers.

A bill supplementary to an act to incorporate the city of Marshall, Harrison county.

And a bill to incorporate the Casino Association of LaGrange, reported the same to the Senate and recommend their passage.

Mr. Erath, from the committee on Private Land Claims, made the following report :

The committee on Private Land Claims, have had before them a bill for the relief of the legal representatives of Calvin Gage, deceased, and find that Calvin Gage was three months in the army in 1836, in the company of Capt. Billingsly, and in the battle of San Jacinto, was slightly wounded there, neve, received the land applied for in this bill, they instruct me to report the bill and recommend its passage.

Mr. Erath, chairman of the committee on Indian Affairs, to whom was referred a bill for the protection of the Alabama Indians, reported the same to the Senate with an amendmant, and recommended the adoption of the amendment and the passage of the bill.

AMENDMENT.

Add to section 3, Such agent shall be entitled to such pay as the Governor may see proper to allow, not exceeding four hun-

dred dollars per annum, and the sum of eight hundred dollars or as much thereof as may be necessary, is hereby appropriated to carry out the intentions of this act.

Mr. Guinn, chairman of the committee on Claims and Accounts, to whom was referred the petition of Y. P. Allsbury, reported the same to the Senate and recommended its rejection.

Mr. Guinn, chairman of the committee on Claims and Accounts, to whom was referred the petition of J. F. Brown, reported the same to the Senate and recommended its passage.

Mr. Guinn, chairman of the committee on Claims and Accounts, to whom was referred a House bill for the relief of A. F. Smith, reported the same to the Senate and recommended its passage.

Mr. Quinan, chairman of the committee on Education to whom was referred a bill to incorporate Lexington Male and Female Academy, reported the same to the Senate with amendments and recommend its passage.

AMENDMENTS.

1st. Strike out section 8.

2nd. Add to the last section, shall continue in force for twenty years and no longer.

Mr. Pitts, chairman of the committee on the General Land Office, to whom was referred a bill to regulate the duties of the commissioner of the General Land Office, and to define the duties of clerks and employees therein, reported the same to the Senate and recommended its rejection.

Mr. Hyde, chairman of the committee on Private Land Claims, made the following report :

The committee on Private Land Claims, to whom was referred a bill for the relief of certain persons therein named, have had the same under consideration. They find that the object of this bill is to obtain a relinquishment from the State, of its right and interest to four tracts of land situated west of the Nueces river, three of them in the county of Nueces and one in the county of Starr, and claimed by six parties named in the bill. Upon the testimony of Honorable members of this legislature, representing said section of country, as also from documentary evidence, adduced before the committee, which in their opinion is ample, satisfactory and incontestible, it appears, that said lands were granted by the Spanish and Mexican governments previous to the closing of the General Land Office. That the present claimants acquired said lands and have held and been in actual possession of them cultivating, using, and enjoying the same, and paying all taxes due upon the same for the last twenty years. That said lands are claimed under a regular chain of transfers, duly regis-

tered to him and them from and under the sovereignty of the soil. That the possession of said lands by these claimants has been in good faith, undisturbed and peaceable. That the said lands are free from any location, and that there is intrinsic fairness and honesty apparent in the acquisition, possession and occupation of said lands by the claimants. The committee entertain the opinion that it is to the best interest of the State, that all land titles of intrinsic fairness, coupled with possession in good faith, quieted, such a course would produce confidence with the emigrant, cause him to seek and populate our frontier counties, thereby not alone increasing their security, but by enhancing the value of lands, also adding to our revenue from taxation. Again as in the present case, any and every question at issue, is only between the sovereign state and its own citizens, the present claimants if any doubts whatever could be attached to the validity of their claim. The committee believe that such doubts should enure to the benefit of the citizen.

To refuse to these parties the relief sought might work a great hardship, and considering the oral and documentary proof adduced in the premises, as well as justice to the humble citizens interested. Your committee conclude that the said relief ought to be granted, and therefore report the accompanying bill back to the Senate and respectfully recommend its passage.

Mr. Britton, chairman of the committee on the Militia, made the following report :

The committee to whom was referred the bill to provide for the payment of certain volunteers who engaged in the defence of Brownsville, &c., beg leave to report a substitute therefor and recommend its passage.

That they have had the subject under consideration, and after a patient and laborious examination of the case, have concluded to report the said bill back to the Senate with amendments, and recommend its passage. In examining this matter the committee find a peculiar state of facts to exist and such as calls loudly not only upon the liberality of the State, but upon the strongest sense of justice, to indemnify the citizens of Brownsville for their measures of defence. The committee find that sometime during the past Spring, the general government at the advice of Gen'l Twiggs, withdrew every soldier from the Rio Grande frontier bordering on Mexico, and below El Paso. The natural consequences of this measure soon followed. In September last a lawless band of Mexican outlaws entered the peaceful and hitherto peaceable town of Brownsville. The most important commercial town on the whole frontier, just at daylight and began an

indiscriminate murder of its inhabitants, under the lead of one Cortinas, whether he be a citizen of Texas or not matters little, certain it is, the distinction is but technical. The cries on the occasion were death to Americans (los Gringos) Viva Mexico, and that they had with them a Mexican flag. At this time many of the citizens were in their beds or in all probability many men would have been killed. It is not necessary nor is it possible from the means at hand to recount all that transpired, suffice it to say, that only upon a personal interference of some influential Mexicans from Matamoras, was Cortinas induced to withdraw from the town, but not till he had liberated the prisoners from the county jail, and taken them with him, many of them charged with murder. The citizens at this time were not organized, had no arms in order or at hand and everything was in confusion, indeed the larger part of the population is composed of Mexicans, many of whom joined Cortinas on his departure. Of the business portion of the population the larger number are foreigners, there not being to exceed six American merchants all told. The other portion of the American population are few in number not exceeding one hundred big and little in the whole of Cameron county, and when we contemplate the fact that the whole country between the Nueces and Rio Grande, embracing an extent of country one hundred and sixty miles in width, with scarcely an American settler, and at most inhabited by a few Mexican stock raisers, we can form a faint idea of the exposed condition of the river settlements to incursions of this character.

And yet, hitherto our settlements have enjoyed comparative peace and quiet, and the country began to assume an importance and interest of just pride to all interested in the growing developments of our great and diversified productions, not the least among which would to day be counted the largest and most valuable herds in Texas, were it not for the hand of this wanton destroyer. Many other considerations could be adverted to the peculiar fortune and condition of this neglected and exposed region, but the purpose of this report can be attained, without this recital, besides many of the members of both branches of the legislature are somewhat acquainted with it. In reference to this extraordinary difficulty it is known that Cortinas, when he left Brownsville after his first entry, repaired to his own Rancho about ten miles above the town, and from thence threatened and menaced the town, and fed and sustained his hords and minions, by an indiscriminate foray upon the numerous herds of cattle abounding in the vicinity, and the stocks of horses for the purpose of mounting them, in the meantime recruiting his forces and

offering them inducements of booty to an unlimited extent, under these circumstances his force strengthened to reach several hundred, and among the number is known to have been embraced a gang of about sixty convicts who escaped from the Mexican prison of Victoria, embracing every grade of crime, and a band also under one Santos Cadena, of about the same number from Mier. Your committee understand it to have been suggested that Cortina, had cause of private grudge against some few individuals of the vicinity, we know not the truth or falsity of this report, nor do we conceive how this circumstance if true should excuse or justify the atrocity of the acts with which we are all familiar of the past few months, shall it be said that this is cause to desolate and lay waste a country like the Rio Grande frontier of our State, to murder indiscriminately our citizens, sack and burn their houses, plunder their stock and destroy that prestige of security so justly the pride of every American, within the constitutional limits of the State or nation. Is this indiscriminate revenge to be meted out toward the innocent and defenceless women and children, our wives, our mothers and daughters, the sick, aged and infirm. No, we will not shock the sensibilities of a civilized being by presuming to infer these conclusions, yet the offices performed for which provision is made in this bill, were to avert the perpetration of acts exactly of this nature, and the committee are at a loss to know why every person who aided in the defence of Brownsville and the frontier, are not equally entitled one with the other, to be paid for their services. The committee consider the bill to be properly guarded, and to contain only legitimate objects of relief. The committee find that the city Treasury of Brownsville was destitute of a dollar, hence the necessity of calling upon the citizens who acted through a committee of safety. This committee advanced several thousand dollars in cash besides being responsible for several more in carrying out their measures of defence, which your committee have thought best to enumerate as a means of enabling officers of the State to discriminate in the execution of the act proposed, and considering the nature of this case in connection with the mention of it in the President's message, and the report of the Secretary of War. Your committee firmly believe that although the State is now called upon to make the appropriation, its justness can not be denied by the general government, and that the outlay of the State will be of a temporary character, shortly to be replaced by the action of congress, but in the meantime our citizens are entitled to protection by State aid as well in money for objects

of this nature, as by a sufficient force to repel invasion, and to quell domestic violence.

Mr. Paschal, from the committee on the Judiciary, made the following report :

The committee on the Judiciary, to whom was referred the accompanying bill, to amend the act to incorporate the city of San Antonio, approved February 17th, 1856, originating in the House, have instructed me to report the same and to recommend its passage with the following amendment :

After the word "business" in last line, least one, add "and every free white male citizen of the United States, having attained to the age of twenty-one years, and having the residence prescribed above, shall also be entitled to vote at all city elections, without regard to his being a freeholder or householder.

Mr. Britton introduced a bill relating to free negroes. Read 1st and 2nd times and referred to the committee on the Judiciary.

Mr. Gentry introduced a bill to incorporate the Texas, New Orleans and Northern Express Company. Read 1st and 2nd times and referred to the committee on the Judiciary.

Mr. Duggan introduced a bill to regulate the time of holding courts in the 2nd judicial district, and to require the clerks to apportion their dockets. Read 1st and 2nd times and referred to the committee on the Judiciary.

Mr. Stockdale, chairman of the committee on Enrolled Bills, reported the following bills correctly enrolled, duly signed, and this day presented to the Governor:

A bill to incorporate the Columbus Tap Railway Company.

A bill to incorporate the Navarro County Agricultural and Mechanical Association.

A bill to amend the 2nd, 5th, 8th and 9th, sections of an act to authorize the sale of the public domain.

A bill for the relief of Joseph Turner.

A bill supplementary to an act to provide for distributing the reports of the supreme court, the laws of the State and the journals of the legislature.

A bill relinquishing the title of the State to certain lands therein named to William H. Love.

A bill to validate the county seal of Young county.

A bill making an appropriation for the protection of the frontier.

A bill authorizing the corporate authorities of the towns of Dangerfield, Fairfield and Springfield, to tax ten pin alleys, billiard tables or pistol galleries.

A bill to authorize the heirs, representatives or relations of deceased persons to sue for and recover damages, when the death of such person has been caused or occasioned by the negligent, culpable or wrongful act of another.

A bill to amend an act to incorporate Bastrop Academy, approved February 7th, 1853, and an act to amend the same, approved January, 1858.

And a bill to apportion the State into Senatorial and Representative districts.

Mr. Townes, from the committee on the Judiciary, to whom was referred a House bill to authorize the formation of county and town Agricultural Societies, reported the same back with amendments, and recommended the adoption of the amendments and the passage of the bill.

AMENDMENTS.

1st. Strike out all from "become" in the 2nd section 3rd line to "by" in same line and insert "to be known as an agricultural society."

2nd. Strike out all after "they" in the 4th line 3rd section, to "shall" in 7th line of 7th section.

3rd. Strike out in 8th line 2nd section, the words "if their incorporation" and insert "of this society."

4th. Strike out 6th section, and insert "that the said societies shall have authority to sell the whole or any part of there real estate, by a vote of not less than two-thirds of the members present, at any annual meeting, notice by some member of the intention to make an application for the sale thereof, having been first published once a month for three months in some newspaper in the county in which such society is situated, or if there is no newspaper printed in said county, then in some newspaper in an adjoining county."

5th. Strike out 7th section.

ORDERS OF THE DAY.

A bill making an appropriation to defray the expenses of the State Penitentiary.

The yeas and nays were called on the adoption of Mr. Stockdale's amendment and stood as follows:

YEAS—Messrs. Blanch, Chambers, Dickinson, Duggan, Erath, Gentry, Grimes, Herbert, Lott, Martin, Parsons, Paschal, Pitts, Potter, Quinan, Rainey, Scarborough, Shepard, Sims, Stockdale and Townes—21.

NAYS—Messrs. Britton, Guinn, Harman, Hart, Hyde, Rains, Throckmorton, Walker and Whaley—10.

Mr. Throckmorton moved to refer the bill to a select committee. Lost.

Mr. Potter offered the following amendment :

Add at end of 1st section. " Provided that thirty-five thousand dollars of this sum shall be expended out of the income derived from the sales of articles manufactured in the Penitentiary."

Adopted.

The bill was then passed to a 3rd reading.

On motion of Mr. Potter, the rule was suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Blanch, Chambers, Dickinson, Duggan, Erath, Fall, Gentry, Grimes, Guinn, Harman, Lott, Martin, Parsons, Pitts, Potter, Rainey, Scarborough, Shepard, Stockdale, Townes and Whaley—21.

NAYS—Messrs. Hart, Hyde, Quinan, Sims, Throckmorton and Walker—6.

A bill to amend the 3rd section of an act to encourage the construction of Railroads in Texas, by donations of land, approved January 30th, '54.

Mr. Stockdale offered the following as a substitute for the amendment offered by him on a previous day: Strike out all after the word " made " in 4th line from bottom page, and insert the following : " Provided that no location shall be made unless at least two surveys connected with each other, can be obtained which shall be made and counted as to quantity in accordance with the seventh section of this act, and that the company shall not obtain a greater amount of sections or fractional sections, in any one place than are surveyed for the State." Adopted, and bill ordered to be engrossed.

On motion of Mr. Throckmorton, the rule was suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Blanch, Britton, Chambers, Erath, Fall, Gentry, Guinn, Herbert, Hyde, Martin, Parsons, Paschal, Pitts, Potter, Rains, Rainey, Scarborough, Shepard, Stockdale, Throckmorton, Townes and Walker—22.

NAYS—Messrs. Duggan, Grimes, Hart, Quinan and Sims—5.

A bill to perfect land claims of colonists in Castro's colony and for the settlement of all classes of claims for said colony. Read 2nd time.

Mr. Stockdale offered the following amendment as a substitute for 3rd, 4th and 5th sections of the bill.

SECTION 3. That after the expiration of said term, the board of claims is hereby authorized to settle and adjust with the contractor all business relating to said colony contract, made on the

5th February, 1842, between the President of the Republic and the contractor." Lost.

The question being upon the engrossment of the bill, and Mr. Gentry having called the previous question, which was ordered, was lost by the following vote :

YEAS—Messrs. Blanch, Britton, Duggan, Gentry, Hyde, Pitts, Potter, Scarborough, Shepard and Throckmorton—10.

NAYS—Messrs. Chambers, Dickinson, Erath, Fall, Grimes, Guinn, Harman, Hart, Herkert, Lott, Martin, Parsons, Paschal, Quinan, Rains, Rainey, Sims, Townes, Walker and Whaley—20.

A bill to provide for the safe keeping of the State Library.

The question being on a reconsideration of the vote taken on a previous day, which adopted the substitute offered by Mr. Parsons, was taken and lost by the following vote :

YEAS—Messrs. Gentry, Hart, Martin, Paschal, Quinan, Rains, Throckmorton, Townes and Whaley—9.

NAYS—Messrs. Blanch, Chambers, Dickinson, Duggan, Erath, Fall, Grimes, Guinn, Harman, Herbert, Hyde, Parsons, Pitts, Potter, Rainey, Scarborough, Shepard, Sims, Stockdale and Walker—20.

The amendment offered by Mr. Townes, on a previous day was then laid on the table on Mr. Parson's motion, by the following vote :

YEAS—Messrs. Blanch, Chambers, Dickinson, Duggan, Grimes, Guinn, Harman, Herbert, Parsons, Pitts, Potter, Quinan, Rainey, Scarborough, Shepard, Sims and Stockdale—17.

NAYS—Messrs. Erath, Fall, Gentry, Hart, Martin, Paschal, Rains, Throckmorton, Townes, Walker and Whaley—11.

Mr. Townes then offered the following amendment :

Add after the word "legislature" in the 2nd section the words "and shall keep the library open from 9 o'clock A. M., to 3 o'clock P. M., every day Sabbaths excepted." Adopted.

The question being upon the engrossment of the bill, was put and carried.

On motion of Mr. Gentry, the rule was suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Blanch, Chambers, Dickinson, Duggan, Erath, Grimes, Guinn, Harman, Herbert, Hyde, Parsons, Paschal, Pitts, Potter, Quinan, Rainey, Scarborough, Shepard, Sims, Stockdale and Throckmorton—21.

NAYS—Messrs. Fall, Gentry, Hart, Martin, Rains, Townes, Walker and Whaley—8.

A joint resolution concerning the harbors of Texas. Read 1st time.

Mr. Stockdale offered a substitute, which was adopted, and bill ordered to be engrossed.

On motion the rule was suspended, bill read 3rd time and passed.

A bill providing for the next election of Representatives to the Congress of the U. S. from the State of Texas. Read 2nd time.

The question being taken on Mr. Walker's amendment offered on a previous day was lost, and amendment laid on the table.

The bill was then ordered to be engrossed by the following vote :

YEAS—Messrs. Bianch, Chambers, Dickinson, Duggan, Erath, Gentry, Grimes, Guinn, Harman, Hyde, Parsons, Potter, Quinan, Rainey, Scarborough, Shepard and Stockdale—17.

NAYS—Messrs. Britton, Fall, Hart, Herbert, Martin, Paschal, Pitts, Rains, Sims, Throckmorton, Townes, Walker and Whaley—13.

The Senate refused to concur in the amendments of the House, to Senate's bill in relation to the pay of grand and petit jurors in Harrison county.

A bill supplementary to an act to provide for the registry of deeds and other instruments of writing, on amendments of the House. Bill and amendments referred to the Judiciary committee.

On motion of Mr. Gentry, the Senate adjourned until 7 1-2 o'clock P. M.

7 1-2 O'CLOCK, P. M.

Senate met—roll called—quorum present.

A bill to amend an act to incorporate the Sabine and Rio Grande Railroad Company.

Mr. Herbert offered the following amendment :

Strike out in the 3rd line ten dollars and insert one hundred dollars, strike out the words "in such manner and in such places as the by-laws may direct" and insert "by transfer on the books of the company by deed filed and recorded therein." Strike out all after the word "direct" in 7th line of the section 2, of said section.

Mr. Guinn moved to amend the amendment by striking out "one hundred" and inserting "twenty-five."

Mr. Throckmorton moved to lay the amendment and the amendment to the amendment on the table.

Upon which the yeas and nays were called and stood thus :

YEAS—Messrs. Britton, Erath, Fall, Grimes, Guinn, Harman,

Hyde, Parsons, Paschal, Pitts, Rains, Scarborough, Shepard, Throckmorton, Townes, Walker and Whaley—17.

NAYS—Messrs. Duggan, Gentry, Hart, Herbert, Potter, Quinan, Rains, Sims and Stockdale—9.

Mr. Guinn then moved to strike out of the amendment " ten " and insert " twenty-five."

Mr. Throckmorton moved to lay the amendment on the table, which was lost by the following vote :

YEAS—Messrs. Britton, Fall, Grimes Hyde, Parsons, Paschal Pitts, Rains, Scarborough, Shepard, Throckmorton and Townes—12.

NAYS—Messrs. Chambers, Duggan, Erath, Gentry, Guinn, Harman, Hart, Herbert, Potter, Quinan, Rainey, Sims, Stockdale and Whaley—14.

Mr. Guinn then moved to strike out " ten " from the bill and insert " twenty-five."

Mr. Throckmorton moved to substitute by striking out the section.

Mr. Throckmorton moved the previous question which was ordered.

Mr. Quinan moved a call of the Senate which was sustained.

Mr. Lott was excused at his own request on account of illness. The Senate being full the call was suspended, whereupon the yeas and nays were ordered and stood thus, upon the passage of the bill to a 3rd reading.

YEAS—Messrs. Blanch, Britton, Chambers, Erath, Fall, Gentry, Grimes, Guinn, Hyde, Martin, Parsons, Paschal, Pitts, Potter, Rains, Rainey, Scarborough, Shepard, Stockdale, Throckmorton, Townes, Walker and Whaley—23.

NAYS—Messrs. Duggan, Harman, Hart, Herbert, Quinan and Sims—6.

Mr. Shepard moved to suspend the rule, upon which the yeas and nays were ordered and were as follows :

YEAS—Messrs. Britton, Chambers, Dickinson, Erath, Fall, Gentry, Hyde, Martin, Parsons, Paschal, Pitts, Rains, Scarborough, Shepard, Stockdale, Throckmorton, Townes and Whaley—18.

NAYS—Messrs. Duggan, Grimes, Guinn, Harman, Hart, Herbert, Quinan and Sims—8.

A message was received that the House had passed the following bills:

A bill authorizing the Comptroller of Public Accounts to dispose of United States Bonds.

A bill to amend the first and second sections of an act to in-

demnify the owner for the loss of slaves executed for capital offences, approved January 24th, 1852.

A bill for the relief of the heirs of Mark Copeland, deceased.

A bill to relinquish the State tax for the years 1859 and 1860, to the county of Orange and the county of Navarro, for the purposes therein mentioned.

A bill to provide for the payment of the necessities furnished Capt. John William's company of Rangers, being the special order, was taken up and read.

The question being on the adoption of the amendment offered by Mr. Quinan on a previous day, was carried by the following vote :

YEAS—Messrs. Blanch, Chambers, Dickinson, Fall, Grimes, Guinn, Harman, Hart, Herbert, Martin, Parsons, Paschal, Pitts, Quinan, Rains, Rainey, Scarborough, Sims and Throckmorton—19.

NAYS—Messrs. Britton, Duggan, Erath, Gentry, Shepard, Stockdale, Townes, Walker and Whaley—9.

On motion of Mr. Paschal the vote was reconsidered.

Mr. Stockdale then offered the following amendment to Mr. Quinan's amendment :

Strike out " in service by his orders " and insert " or was lawfully in the service of the State at the time the supplies were furnished."

Mr. Rains moved to adjourn until 10 o'clock A. M., tomorrow. Lost.

The question on Mr. Stockdale's amendment was taken and carried.

The question was then taken on the amendment as amended and carried.

The yeas and nays were ordered on the engrossment of the bill and stood thus :

YEAS—Messrs. Blanch, Britton, Chambers, Duggan, Erath, Gentry, Harman, Herbert, Hyde, Parsons, Paschal, Potter Quinan, Rainey, Scarborough, Shepard, Stockdale, Throckmorton, Townes and Whaley—20.

NAYS—Messrs. Dickinson, Fall, Grimes, Guinn, Hart, Martin, Pitts and Sims—8.

On motion of Mr. Potter, the rule was suspended, bill read 3rd time and passed.

Mr. Hart moved to adjourn until 8 o'clock to-morrow, and the yeas and nays stood as follows :

YEAS—Messrs. Dickinson, Duggan, Grimes, Guinn, Hart, Quinan and Sims—7.

NAYS—Messrs. Blanch, Britton, Chambers, Erath, Fall, Gentry, Harman, Herbert, Hyde, Martin, Parsons, Paschal, Pitts, Potter, Rainey, Scarborough, Shepard, Stockdale, Townes and Whaley—20.

A bill to legalize the county seat of Bee county. Read 2nd time and ordered to be engrossed. Rule suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Blanch, Britton, Chambers, Erath, Gentry, Harman, Hyde, Martin, Parsons, Paschal, Pitts, Rainey, Scarborough, Shepard, Throckmorton, Townes and Whaley—17.

NAYS—Messrs. Dickinson, Duggan, Fall, Grimes, Guinn, Hart, Herbert, Quinan and Sims—9.

On motion of Mr. Hyde, the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, February 2nd, 1860.

Senate met. Prayer by the Chaplain—roll called—quorum present.

The journal of yesterday was read and adopted.

A message was received from the House, that the House had passed the Senate bills, to amend the 1, 3 and 13 sections of an act to incorporate the Texas Life, Fire and Marine Insurance Company of the city of Galveston.

A joint resolution instructing our Senators and requesting our Representatives to use their influence to procure the incorporation of Capt. John G. Todd of the late navy of Texas into the navy of the United States.

A bill supplementary to an act to amend the 1 and 16 sections of an act to incorporate the Texas Western Railroad Company, approved February 16, 1852, passed 16th August, 1856. Had refused to pass a bill to incorporate the Texas Insurance and Saving Fund Company. Had adopted the report of the committee of Conference, on a bill to reorganize the Court of Claims.

And had concurred in the amendments of the Senate to House bill making appropriations to defray the expenses of the State Penitentiary.

Mr. Guinn presented the petition of sundry citizens of Cherokee county, relating to the navigation of the Neches and Angelina Rivers. Referred to the committee on Internal Improvements.

Mr. Lott presented the petition of sundry citizens of Smith,